

THURSDAY, FEBRUARY 4, 1993

FOURTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Rev. Gary Kelly, First Presbyterian Church, Pulaski, Tennessee.

Representative Fowlkes led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present . . . . . 98

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 98.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. Rhinehart, House Joint Resolution No. 11 was recalled from the Transportation Committee and withdrawn from the House.

On motion of Rep. Rhinehart, House Joint Resolution No. 13 was recalled from the Transportation Committee and withdrawn from the House.

SPONSORS ADDED

Under Rule No. 43, the following members were permitted to add  
bns filed 2/4/93  
-81-

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

their name(s) as sponsor(s) as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1: Rep(s). Haley as prime sponsor(s).

House Bill No. 57: Rep(s). Stockburger as prime sponsor(s).

House Bill No. 58: Rep(s). Stockburger as prime sponsor(s).

House Bill No. 160: Rep(s). Haley as prime sponsor(s).

House Joint Resolution No. 38: Rep(s). Collier, Cross, Fisher, Johnson, Lewis, Mires, Ridgeway, Ritchie and Winningham as prime sponsor(s).

**INTRODUCTION OF RESOLUTIONS**

On motion, the resolution(s) listed was/were introduced and referred by the Speaker to Committee or held on the Clerk's desk as noted:

**\*House Joint Resolution No. 0022 -- Constitutional Amendments**  
-- Increases house terms to four years; increases senate terms to six years; establishes twelve consecutive years' limit on service in either house. by \*Johnson.

State and Local Government Committee.

**\*House Joint Resolution No. 0023 -- Memorials, Congress --**  
Urges proposal of constitutional amendment providing for direct, popular election of president and vice president and abolition of electoral college system. by \*Halteman Harwell, \*Stamps.

State and Local Government Committee.

**House Joint Resolution No. 0024 -- Naming and Designating --**  
"Year of American Craft," 1993. by \*West.

Calendar and Rules Committee.

**\*House Joint Resolution No. 0025 -- Memorials, Congress -- Urge**  
necessary steps be taken to preserve ban prohibiting service of homosexuals in military. by \*McDaniel, \*McAfee, \*Meyer, \*Wood, \*Coffey, \*Cole Ralph, \*Haun, \*Walley, \*Allen, \*Duer.

State and Local Government Committee.

**House Joint Resolution No. 0026 -- Memorials, Death --** Monroe Costner. by \*Davis Romie.

Calendar and Rules Committee.

**\*House Joint Resolution No. 0027 -- Memorials, Government Officials --** Directs department of health to provide health and

THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY

wellness information to medicaid recipients. by \*Crain.

Health and Human Resources Committee.

House Joint Resolution No. 0028 -- Memorials, Death -- Ged  
Petit. by \*Crain, \*Cross, \*Hillis, \*Odom.

Calendar and Rules Committee.

House Joint Resolution No. 0029 -- Memorials, Personal Occasion  
-- J. Ralph Harris, 90th birthday. by \*Rigsby.

Calendar and Rules Committee.

House Joint Resolution No. 0030 -- Memorials, Government  
Officials -- Urges that a new, modern lock be built at Chickamauga  
before the old lock is closed. by \*Wood, \*McAfee, \*Ferguson,  
\*Meyer, \*Stulce, \*Turner B, \*Brown, \*McKee.

Transportation Committee.

House Joint Resolution No. 0031 -- Highway Signs -- "T.R. and  
Martha Woods Bridge," Barren Fork River, Warren County. by  
\*Rhinehart, \*Hillis.

Transportation Committee.

House Joint Resolution No. 0032 -- Highway Signs -- "Dottie  
West Memorial Highway," SR 56 in Warren County. by \*Hillis,  
\*Rhinehart.

Transportation Committee.

House Joint Resolution No. 0033 -- Highway Signs -- "H.T.  
Pelham Memorial Parkway," SR 55, Warren County. by \*Rhinehart,  
\*Hillis.

Transportation Committee.

House Joint Resolution No. 0034 -- Memorials, Personal  
Achievement -- Chad Riggs, Eagle Scout. by \*Cross.

Calendar and Rules Committee.

House Joint Resolution No. 0035 -- Highway Signs -- "Nera White  
Highway," SR 10, Macon County. by \*Winningham, \*Buck.

Transportation Committee.

House Joint Resolution No. 0036 -- Highway Signs -- "Bobby  
Bothran Memorial Highway," SR 52, Macon County. by \*Buck,  
\*Winningham.

Transportation Committee.

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**House Joint Resolution No. 0037 -- General Assembly, Studies --**  
Creates special joint committee to study the affordability of  
decent and sanitary housing. by \*Turner L, \*Thompson, \*DeBerry,  
\*Byrd, \*Jones R, \*Napier, \*Head, \*Pruitt, \*Jones U, \*Miller, Brooks.

Health and Human Resources Committee.

**House Joint Resolution No. 0038 -- Memorials, Congress --**  
Expresses opposition against lifting the ban prohibiting service of  
homosexuals in military. by \*Pinion, \*Buck, \*Crain, \*Cole Ronnie,  
\*Phelan.

State and Local Government Committee.

**House Joint Resolution No. 0039 -- Memorials, Government**  
**Officials --** Requests department of correction to implement  
programs to teach and reinforce work ethic and provide gainful  
employment to inmate population. by \*Crain.

State and Local Government Committee.

#### **SENATE JOINT RESOLUTIONS** **(Congratulatory and Memorializing)**

On motion, the resolution(s) listed was/were referred by the  
Speaker to the Calendar and Rules Committee:

**Senate Joint Resolution No. 0045 -- Memorials, Professional**  
**Achievement --** President Clinton and Vice President Gore.

Calendar and Rules Committee.

#### **INTRODUCTION OF BILLS**

On motion, the following bills were introduced and passed first  
consideration:

**House Bill No. 0274 -- Sunset Laws -- State library and archives**  
**management board, June 30, 2001. Amends TCA, Title 4, Ch. 29; Title**  
**10, Ch. 1. by \*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0275 -- Sunset Laws -- Tennessee municipal solid**  
**waste advisory committee, June 30, 2001. Amends TCA, Title 4, Ch.**  
**29; Title 68, Ch. 211. by \*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0276 -- Sunset Laws -- Tennessee code commission,**  
**June 30, 2001. Amends TCA, Title 1, Ch. 1; Title 4, Ch. 29. by**  
**\*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0277 -- Sunset Laws -- State law library**  
**commission, June 30, 2001. Amends TCA, Title 4, Ch. 29; Title 10,**  
**Ch. 4. by \*Kernell, \*Garrett, \*Johnson.**

THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY

**House Bill No. 0278 -- Motor Vehicles, Titling and Registration**  
-- Requires person to have valid driver license before such person can obtain motor vehicle certificate of registration, license plate or renewal certificate and plate or decal. Amends TCA, Title 55, Ch. 4. by \*Johnson.

**House Bill No. 0279 -- Custody and Support** -- Extends same visitation rights to great-grandparents as grandparents. Amends TCA, Title 36, Ch. 6, Pt. 3. by \*Halteman Harwell.

**\*House Bill No. 0280 -- Criminal Offenses** -- Creates new Class B felony offense of sexual battery of child which is defined as sexual battery where victim is less than 13 years of age. Amends TCA 39-13-522, 523. by \*Halteman Harwell.

**\*House Bill No. 0281 -- Criminal Offenses** -- Clarifies that unlawful sexual contact with victim less than 13 years of age constitutes aggravated sexual battery. Amends TCA 39-13-504. by \*Halteman Harwell.

**House Bill No. 0282 -- Education** -- Creates special program under the BEP for remedial education based on \$12 per day per student state funding and \$4 per day per student local funding. Amends TCA, Title 49, Ch. 3, Pt. 3. by \*Tindell.

**House Bill No. 0283 -- Salaries and Benefits** -- Permits full time persons employed for at least 12 months instead of present 45 months who work 1,450 hours or more in fiscal year to participate in state group health insurance plan. Amends TCA, Title 8, Ch. 27, Pt. 2. by \*Tindell.

**House Bill No. 0284 -- Libraries** -- Requires public library system receiving state appropriation or financial assistance to demonstrate that governing board and managerial ranks include African-Americans in numbers at least proportional to population in area served. Amends TCA, Title 9, Ch. 6; Title 10, Chs. 3, 5. by \*Thompson, \*Jones U, \*Pruitt, \*Armstrong, \*Turner L, \*DeBerry, \*Dixon, \*Brooks, \*Brown.

**\*House Bill No. 0285 -- Teachers** -- Requires local boards of education to develop and implement plans to recruit, employ and retain African-American teachers; provides that in the future, minority teaching fellowships will be equally divided between males and females. Amends TCA 49-1-302, 49-4-706. by \*Jones U, \*Pruitt, \*Thompson, \*Armstrong, \*Miller.

**\*House Bill No. 0286 -- Insurance, Health, Accident** -- Requires health insurance contracts which reimburse services in lawful scope of practice of duly certified nurse midwife to reimburse for such service whether performed by duly licensed physician or duly certified nurse midwife. Amends TCA, Title 56, Ch. 7, Pt. 1. by \*Dixon, \*Armstrong, \*Pruitt, \*Jones U, \*Thompson, \*Turner L, \*Miller.

**House Bill No. 0287 -- Highways, Roads and Bridges** -- Permits use of county road funds to build or maintain arterial highways,

roads and bridges located in boundaries of municipality which lies in county. Amends TCA, Title 54, Ch. 4. by \*Miller, \*Pruitt, \*Jones R, \*Brown, \*Brooks, \*Jones U, \*Turner L, \*Armstrong.

\*House Bill No. 0288 -- Race Relations -- Directs comptroller to solicit, receive and investigate allegations that any specific vendor or contractor is victim of racially biased, discriminatory or unfair practices or policies of state government. Amends TCA, Title 4, Ch. 3, Pt. 3. by \*Jones R, \*Pruitt, \*Miller, \*Brown, \*Brooks, \*DeBerry, \*Dixon, \*Armstrong.

\*House Bill No. 0289 -- Education -- Requires local education agencies to offer at least one high school level course on African American history; allows students who elect to take such course one credit toward social studies requirement for graduation. Amends TCA, Title 49. by \*Turner L, \*Armstrong, \*Pruitt, \*Jones U, \*Thompson, \*Miller.

\*House Bill No. 0290 -- Race Relations -- Directs comptroller to serve as lead state agency for monitoring state compliance with Title VI of the 1964 Civil Rights Act, 42 U.S.C. 2000d, et seq.; directs inclusion of Title VI compliance evaluation in sunset audits published by comptroller. by \*Brooks, \*DeBerry, \*Turner L, \*Armstrong, \*Pruitt, \*Jones U, \*Miller, \*Dixon.

House Bill No. 0291 -- Notice, Public -- Requires publication of certain state notices in newspapers published primarily for distribution in urban African American communities. Amends TCA, Titles 4, 12, 54. by \*Brown, \*Miller, \*Brooks, \*Armstrong, \*Pruitt, \*Jones U, \*Thompson, \*Turner L.

\*House Bill No. 0292 -- Health, Dept. of -- Establishes division of managed health care; directs division to develop, monitor, coordinate, and administer all managed care programs through which medical assistance is provided by any agency or entity of state government. Amends TCA, Title 56; Title 68, Ch. 1; Title 71, Ch. 5. by \*Armstrong, \*Turner L, \*Dixon, \*DeBerry, \*Brooks, \*Brown, \*Miller, \*Pruitt.

House Bill No. 0293 -- County Officers -- Expands appointment authority of county executive to include committee members; removes prohibition on county legislative body interviewing such members. Amends TCA, Title 5, Ch. 6. by \*Venable, \*Westmoreland, \*Ramsey.

House Bill No. 0294 -- Medicare and Medicaid -- Places certain limitations on medicaid program; requires co-payment in certain circumstances; requires medicaid bureau to establish managed care programs to extent allowable and practical. Amends TCA, Title 71, Ch. 5, Pt. 1. by \*Westmoreland, \*Haun, \*Allen.

House Bill No. 0295 -- Fire Prevention and Investigation -- Exempts offices with not more than 3,000 square feet from state fire safety standards with proof of use of fire retardant materials and measures. Amends TCA, Title 68, Ch. 120. by \*Mires, \*Bell.

House Bill No. 0296 -- Budget Procedures -- Establishes budget procedures for county government. Amends TCA, Title 5, Ch. 6. by \*Fowlkes, \*Kent, \*Joyce.

House Bill No. 0297 -- Crime, Victims of -- Directs district attorney general of judicial district from which convict is convicted to notify victim of violent crime of convict's impending release from penitentiary. Amends TCA 41-21-224. by \*Fowlkes.

House Bill No. 0298 -- Trusts -- Makes only trust assets payable to defendant subject to execution. Amends TCA 26-4-101. by \*Fowlkes.

House Bill No. 0299 -- Planning, Public -- Limits application of penalties for noncompliance with recording requirements to owner or agent of owner and leaves title to tract unaffected. Amends TCA 13-3-410. by \*Fowlkes.

House Bill No. 0300 -- Gambling -- Requires court to order destruction of forfeited gambling devices unless district attorney general petitions for and court grants alternate disposition for each device. Amends TCA 39-17-505. by \*Wood, \*Stamps.

\*House Bill No. 0301 -- Annexation -- Authorizes voter ratification of certain annexation ordinances. Amends TCA 6-51-102. by \*Wood.

House Bill No. 0302 -- Gambling -- Revises gambling law to clarify language relative to gambling offenses and contraband. Amends TCA 39-11-116, 39-17-505. by \*Wood, \*Stamps.

House Bill No. 0303 -- Corporations, Not for Profit -- Authorizes non-profit corporations to be reinstated even if over two years have elapsed from date of administrative revocation. Amends TCA 48-64-203. by \*Dixon.

\*House Bill No. 0304 -- Taxes, Excise -- Authorizes investment tax credit on qualified depreciable property. Amends TCA, Title 67, Ch. 4, Pt. 8. by \*Kisber.

\*House Bill No. 0305 -- Taxes, Franchise -- Creates franchise tax credit for new job creation. Amends TCA, Title 67, Ch. 4, Pt. 9. by \*Kisber.

\*House Bill No. 0306 -- Taxes, Excise -- Grants franchise and excise tax credits for recycling and recycling equipment. Amends TCA, Title 67, Ch. 4, Pts. 8, 9. by \*Kisber.

\*House Bill No. 0307 -- Taxes, Franchise -- Reduces rate of franchise tax imposed on corporate stock from 25 to 20 cents per \$100 of issued and outstanding stock. Amends TCA 67-4-904. by \*Kisber.

\*House Bill No. 0308 -- Consumer Protection -- Requires motor vehicle dealers to transfer or explain availability of certain warranties on used motor vehicles. Amends TCA, Title 55. by \*Dixon.

THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY

**House Bill No. 0309 -- Criminal Offenses --** Redefines first degree murder to make the killing of a child by aggravated child abuse a capital offense. Amends TCA, Title 39, Ch. 13, Pt. 2. by \*Haun, \*Givens, \*Cole Ralph, \*Windle, \*Venable, \*Westmoreland, \*McDaniel.

**House Bill No. 0310 -- Public Service Commission --** Requires commissioners to be elected from electoral grand divisions of substantially equal populations to be established by state election coordinator and apportioned every ten years based on federal decennial census. Amends TCA 65-1-101. by \*Haun.

**House Bill No. 0311 -- Civil Service --** Removes employees of PSC from definition of "state service". Amends TCA 8-30-101. by \*Haun.

**House Bill No. 0312 -- Public Officials --** Limits ability of former public officer or employee to work in area related to his public service. Amends TCA, Title 39, Ch. 16. by \*Haun.

**House Bill No. 0313 -- Motor Vehicles --** Establishes uniform registration for fleet vehicles. Amends TCA, Title 55, Ch. 4, Pt. 1. by \*Kisber, \*Napier, \*Ferguson, \*Fowlkes, \*Robinson, \*Crain, \*Ridgeway, \*Haley, \*Meyer, \*Davis Ronnie, \*Anderson, Givens, Bragg, Buck.

**\*House Bill No. 0314 -- Hospitals and Health Care Facilities --** Authorizes civil penalties for violations of health care regulations by licensed health care institutions. Amends TCA, Title 68, Ch. 11. by \*Bragg.

**\*House Bill No. 0315 -- Criminal Offenses --** Increases distance from church or school from 100 to 150 feet which triggers Class A misdemeanor. Amends TCA, Titles 38--41. by \*Bragg.

**\*House Bill No. 0316 -- Appropriations --** Appropriates \$100,000 to MTSU for Excellence in Governance Center. by \*Bragg.

**\*House Bill No. 0317 -- State Government --** Requires TACIT to make annual report on state shared taxes dedicated to fulfill state's obligation to share in cost of expenditures mandated to local governments. Amends TCA, Titles 4, 5. by \*Bragg.

**\*House Bill No. 0318 -- Municipal Government --** Repeals authority for municipalities to build and maintain powder magazines. Amends TCA, Titles 6, 7. by \*Bragg.

**\*House Bill No. 0319 -- Taxes --** Extends period for sales tax extensions from 30 to 45 days. Amends TCA, Titles 56, 57, 67. by \*Bragg.

**\*House Bill No. 0320 -- Election Laws --** Authorizes contributions to veterans organizations as approved method of using campaign contributions. Amends TCA, Title 2, Ch. 10; Title 3, Ch. 6; Title 8, Ch. 50, Pt. 5. by \*Bragg.

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**\*House Bill No. 0321 -- Custody and Support --** Requires child support guidelines to be amended to ensure, within financial limitations of parties, that children shall have resources to obtain college education; court may order either party to pay all or each party to pay pro rata share. Amends TCA, Title 36, Ch. 5, Pt. 1. by \*Walley.

**\*House Bill No. 0322 -- Divorce and Annulment --** Raises time bills for divorce on grounds of irreconcilable differences must be filed from 90 to 120 days if parties have unmarried child under 18 years of age. Amends TCA, Title 36. by \*Walley.

**House Bill No. 0323 -- Psychologists --** Creates offense for psychologist or psychological examiner to engage in sexual misconduct with client or former client if professional relationship was terminated because of sexual contact; makes offense Class B felony. Amends TCA, Title 39, Ch. 13, Pt. 5. by \*Haley, \*Shirley.

**\*House Bill No. 0324 -- Juvenile Offenders --** Makes records of juvenile's adjudication as delinquent public records if delinquent act would constitute felony if committed by adult; requires that record of such an adjudication be maintained after juvenile becomes 18. Amends TCA, Title 37, Ch. 1. by \*Arriola.

**House Bill No. 0325 -- Solid Waste Disposal --** Requires approval of adjoining county if any solid waste processing or disposal facility is located within one mile of such county's border. Amends TCA 68-211-105. by \*Rhinehart.

**\*House Bill No. 0326 -- Taxes, Real Property --** Increases eligible income level from \$6,000 to \$12,500 for property tax relief. Amends TCA, Title 67, Ch. 5, Pt. 7. by \*Rhinehart.

**House Bill No. 0327 -- Sunset Laws --** Terminates state racing commission, June 30, 1993. Amends TCA, Title 4, Chs. 29, 36. by \*Kernell, \*Garrett, \*Johnson.

**House Bill No. 0328 -- Sunset Laws --** State board of occupational and physical therapy examiners, June 30, 2001. Amends TCA, Title 4, Ch. 29; Title 63, Ch. 13. by \*Kernell, \*Garrett, \*Johnson.

**House Bill No. 0329 -- Sunset Laws --** Aquaculture advisory board, June 30, 1994. Amends TCA, Title 4, Ch. 29; Title 43, Ch. 33. by \*Kernell, \*Garrett, \*Johnson.

**House Bill No. 0330 -- Sunset Laws --** Tennessee higher education commission, June 30, 2001. Amends TCA, Title 4, Ch. 29; Title 49, Ch. 7. by \*Kernell, \*Garrett, \*Johnson.

**House Bill No. 0331 -- Sunset Laws --** State building commission, June 30, 2001. Amends TCA, Title 4, Chs. 15, 29. by \*Kernell, \*Garrett, \*Johnson.

**House Bill No. 0332 -- Sunset Laws --** State board for licensing

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

alarm systems contractors, June 30, 2001. Amends TCA, Title 4, Ch. 29; Title 62, Ch. 32. by \*Kernell, \*Garrett, \*Johnson.

**House Bill No. 0333 -- Sunset Laws -- Interagency coordination council on the African-American family, June 30, 1994. Amends TCA 4-29-215. by \*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0334 -- Sunset Laws -- Bank collateral pool board, June 30, 1994. Amends TCA 4-29-215. by \*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0335 -- Sunset Laws -- Medical board of TCRS, June 30, 2001. Amends TCA, Title 4, Ch. 29; Title 8, Ch. 34, Pt. 4. by \*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0336 -- Sunset Laws -- Tennessee consolidated retirement system, board of trustees, June 30, 2001. Amends TCA, Title 4, Ch. 29; Title 8, Ch. 34. by \*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0337 -- Sunset Laws -- Department of economic and community development, June 30, 2000. Amends TCA, Title 4, Chs. 3, 29. by \*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0338 -- Sunset Laws -- Elk regional resource authority, June 30, 2000. Amends TCA, Title 4, Ch. 29; Title 64, Ch. 5. by \*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0339 -- Sunset Laws -- State board of examiners for registered professional environmentalists, June 30, 1993. Amends TCA, Title 4, Ch. 29; Title 62, Ch. 17. by \*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0340 -- Sunset Laws -- Department of finance and administration, June 30, 2000. Amends TCA, Title 4, Chs. 3, 29. by \*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0341 -- Sunset Laws -- Housing development agency, board of directors, June 30, 2001. Amends TCA, Title 4, Ch. 29; Title 13, Ch. 23. by \*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0342 -- Sunset Laws -- Department of human services, June 30, 2000. Amends TCA, Title 4, Chs. 3, 29. by \*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0343 -- Sunset Laws -- Investment advisory council, June 30, 1994. Amends TCA 4-29-2105. by \*Kernell, \*Garrett, \*Johnson.**

**House Bill No. 0344 -- Sunset Laws -- Department of labor, June 30, 2001. Amends TCA, Title 4, Chs. 3, 29. by \*Kernell, \*Garrett, \*Johnson.**

**\*House Bill No. 0345 -- Pensions and Retirement Benefits -- Establishes procedures relative to governmental employee benefit plans; extends confidentiality to medical records in TCRS. Amends**

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

TCA, Title 8, Ch. 25, Pts. 1, 3, 8-34-138, 8-34-206, 8-34-319, 8-34-605; Title 8, Ch. 35, Pts. 2, 4, 8-36-111, 8-36-203, 205, 8-36-303; Title 8, Ch. 36, Pt. 5; Title 8, Ch. 37, Pts. 1, 2, 8-37-301, 8-38-123, 68-211-906. Repeals TCA 8-35-122, 8-35-232, 242; Title 8, Ch. 39, Pts. 3, 4, 6. by \*Rhinehart.

**\*House Bill No. 0346 -- Hospitals and Health Care Facilities --**  
Enacts "Tennessee Hospital Cooperation Act". Amends TCA, Title 68, Ch. 11. by \*Jackson.

**\*House Bill No. 0347 -- Bonds and Undertakings, Regulation of --**  
Authorizes funding board to sell bonds in amount not to exceed \$50 million for development of and improvements in state park system. by \*Jackson.

**\*House Bill No. 0348 -- Revenue, Dept. of --** Reduces from 10 to 5 percent amount commissioner may retain for administration from seized tobacco products on which taxes have not been paid; reduces from 3 to 2 percent gross tax on beer which wholesaler can retain to defray costs of collecting and remitting tax. Amends TCA, Titles 57, 67. by \*Jackson.

**House Bill No. 0349 -- Hospitals and Health Care Facilities --**  
Allows health care providers to discount services for their employees without affecting providers' contract with other purchasers. Amends TCA, Title 47, Ch. 50. by \*Jackson.

**House Bill No. 0350 -- Hospitals and Health Care Facilities --**  
Engages Services Tax Act at certain medical facilities only as long as medicaid hospital payments are not reduced below existing levels; allows such facilities to receive credit for taxes paid on worthless accounts. Amends TCA, Title 67, Ch. 4, Pt. 18. by \*Jackson.

**House Bill No. 0351 -- Hospitals and Health Care Facilities --**  
Exempts certain medical facilities from paying service tax; establishes refunds for those medical facilities that paid such tax on worthless accounts. Amends TCA, Title 67, Ch. 4, Pt. 18. by \*Jackson.

**\*House Bill No. 0352 -- Game and Fish Laws --** Authorizes donation and sale of game and fish lawfully acquired to charitable organizations to conduct fundraising sales. Amends TCA, Title 70. by \*Ridgeway.

**\*House Bill No. 0353 -- Taxes, Privilege --** Exempts military members from occupational privilege tax if license or registration required to perform job. Amends TCA 67-4-1701. by \*Ridgeway.

**\*House Bill No. 0354 -- Pensions and Retirement Benefits --**  
Eliminates provision that hospitals may elect to discontinue assumption of employee contributions to TCRS of certain employees in certain counties. Amends TCA, Title 8, Chs. 34--37. by \*Rhinehart.

**\*House Bill No. 0355 -- Pensions and Retirement Benefits --**  
Establishes creditable service in and assumption of employee

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

contributions to TCRS on behalf of all attorneys general. Amends TCA 8-34-206; Title 8, Ch. 34, Pt. 6, 8-37-202. by \*Rhinehart.

**\*House Bill No. 0356 -- Pensions and Retirement Benefits --** Expands scope of securities lending agreements entered into by board of trustees; limits amount of securities lent as percentage of total portfolio. Amends TCA 8-36-111; Title 8, Ch. 37, Pt. 1. by \*Rhinehart.

**\*House Bill No. 0357 -- Hazardous Materials -- Restricts deep well injection of hazardous wastes.** Amends TCA, Title 69, Ch. 3. by \*Kernell.

**\*House Bill No. 0358 -- Tobacco, Tobacco Products -- Increases** fine from \$50.00 to \$100 for sales to minors. Amends TCA 39-15-411. by \*Kernell.

**\*House Bill No. 0359 -- Aged Persons -- Enacts "Tennessee Continuing Care Provider Act".** by \*Kernell.

**\*House Bill No. 0360 -- Taxes, Sales -- Removes sales tax from** certain foods and food products for human consumption. Amends TCA, Title 67, Ch. 6. by \*Kernell.

**\*House Bill No. 0361 -- Animals -- Requires counties and municipalities to establish boards to regulate vicious dog attacks.** Amends TCA, Title 44, Ch. 17. by \*Kernell.

**\*House Bill No. 0362 -- Insurance, Health, Accident -- Changes** date from April 1 to April 15 for board of directors of comprehensive health insurance pool to file financial report. Amends TCA, Title 56, Ch. 39, Pt. 1. by \*Kernell.

**\*House Bill No. 0363 -- DUI/DWI Offenses -- Increases fines for** DUI convictions from \$250-\$1,000 to \$500-\$1,000 for first offense; from \$500-\$2,500 to \$1,000-\$3,500 for second offense; and from \$1,000-\$5,000 to \$2,000-\$10,000 for third or subsequent offense. Amends TCA, Title 55, Ch. 10. by \*Kernell.

**\*House Bill No. 0364 -- Civil Defense -- Revises law concerning** civil defense. Amends TCA, Title 58. by \*Kernell.

**House Bill No. 0365 -- Board of Regents -- Makes nuclear** indemnity agreements at Memphis State University subject to review by state funding board. Amends TCA, Title 49, Ch. 8, Pt. 6. by \*Kernell.

**\*House Bill No. 0367 -- Consumer Protection -- Requires that** time-share promotional gift recipients are only entitled to cash if gift or prize cannot be delivered within 72 hours of eligibility. Amends Chapter 81, Public Acts of 1991. Amends TCA 66-32-133. by \*Huskey.

**\*House Bill No. 0368 -- Criminal Offenses -- Elevates Class A** misdemeanor of assault to Class E felony if defendant knew the

person being assaulted was law enforcement officer. Amends TCA 39-13-101. by \*Huskey.

**House Bill No. 0369 -- Medical Occupations --** Conforms confidentiality statute for marital and family therapists to present licensure statute by changing "certified" to "licensed". Amends TCA 63-22-114. by \*Walley.

**House Bill No. 0370 -- Criminal Offenses --** Revises computer offenses. Amends TCA, Title 39, Ch. 14, Pt. 6. by \*Halteman Harwell.

**\*House Bill No. 0371 -- Public Records --** Makes the residential address, telephone number and photograph of law enforcement officers and their immediate families confidential; requires elision of such confidential information from any public record. Amends TCA, Title 10, Ch. 7, Pt. 5. by \*Halteman Harwell.

**\*House Bill No. 0372 -- Crime, Victims of --** Authorizes disclosure of name of and providing access to witnesses, suspects and crime scene to criminal investigators if felonious acts of bodily harm or sexual offenses occur on premises of hospitals or in facilities licensed by DMHMR. Amends TCA 33-3-104, 37-1-605, 71-6-103. by \*Halteman Harwell.

**House Bill No. 0373 -- Utilities, Utility Districts --** Provides funding mechanism for payment of extraordinary water bills arising from leaking or broken pipes. Amends TCA, Title 7. by \*Head.

**\*House Bill No. 0374 -- Annexation --** Revises notice requirements in certain annexations. Amends TCA 6-51-102. by \*Head.

**\*House Bill No. 0375 -- Annexation --** Requires newspaper publication, public posting and informing affected property owners by mail of public hearing notice for annexation proposal in counties having adopted county zoning ordinance. Amends TCA, Title 13, Ch. 7, Pt. 1. by \*Head.

**\*House Bill No. 0377 -- Corporations --** Authorizes related corporations to be treated as a single employer for purpose of computing taxable wage base for unemployment taxes. Amends TCA, Title 50, Ch. 7. by \*West.

**\*House Bill No. 0378 -- Environment and Conservation, Department of --** Encourages municipal and county governments to achieve goal of 40 percent of all paper usage to be from recycled paper products. Amends TCA 68-211-606, 607. by \*West.

**House Bill No. 0379 -- Taxes --** Sets interest rate on disputed and refunded tax amounts and on refunds to prevailing parties on appeal at two percentage points below composite prime rate published by federal reserve board computed as of date paid to municipality or county. Amends TCA 67-1-911, 912, 67-5-1512. by \*West.

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**House Bill No. 0380 -- Highway Signs -- "The Hermitage," 1-24, 1-65. by \*West.**

**\*House Bill No. 0381 -- Employees, Employers -- Creates board of employee assistance professionals certification and licensure; requires employee assistance professionals to be licensed. Amends TCA, Title 4, Ch. 29; Title 62. by \*West.**

**House Bill No. 0382 -- Highway Signs -- "Hermitage," and "Tulip Grove Mansion," intersection of Old Hickory Boulevard and Lebanon Pike, Davidson County. by \*West.**

**\*House Bill No. 0383 -- Custody and Support -- Directs juvenile court of 20th judicial district to collect all IV-O social security child support payments in Davidson County. Amends TCA, Title 36, Ch. 5; Title 71, Ch. 3. by \*West.**

**\*House Bill No. 0384 -- Education -- Authorizes local superintendents to waive August 1 deadline of notification of intent to attend home school if physician's statement is provided. Amends TCA 49-6-3050. by \*West.**

**\*House Bill No. 0385 -- Hospitals and Health Care Facilities -- Authorizes board for licensing care facilities to revoke nursing home licenses for patterns of violations; authorizes imposition of conditional licenses; specifies patterns of violations. Amends TCA, Title 68, Ch. 11. by \*West.**

**House Bill No. 0386 -- Pardons and Paroles -- Repeals parole eligibility review board. Amends TCA, Title 40, Ch. 35, Pt. 6. by \*West.**

**\*House Bill No. 0387 -- Tennessee Housing Development Agency -- Creates Class E felony for making false statements intended to influence participation in THDA programs. Amends TCA, Title 13, Ch. 23. by \*Windle.**

**House Bill No. 0388 -- Campbell County -- Authorizes new school board districts coextensive with county commission districts. Repeals Chapter 323, Private Acts of 1927, as amended. by \*Cross.**

**\*House Bill No. 0389 -- Motor Vehicles, Titling and Registration -- Provides that if person's motor vehicle is registered in county that does not have wheel tax, such person may apply for renewal of such registration in any other county that does not have wheel tax. Amends TCA 5-8-102, 55-4-105. by \*Wood, \*McAfee, \*Meyer, \*Stulce, \*Brown, \*Turner B.**

**House Bill No. 0390 -- Pensions and Retirement Benefits -- Staggers reduction of years of service necessary for Group 1 members of TCRS to retire from 30 to 25 from 1993 to 1997 on year for year basis. Amends TCA 8-36-201. by \*Cross.**

THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY

**House Bill No. 0391** -- Tennessee Housing Development Agency -- Adds representative of manufactured houses to board of directors. Amends TCA, Title 13, Ch. 23, Pt. 1. by \*Cole Ralph, \*Haun, \*Windle, \*Kisber, \*Moore, \*McKee, \*Napier, \*Pinion, \*Jackson, \*Severance, Tindell.

**House Bill No. 0392** -- Alcoholic Beverages -- Permits establishment of microbreweries in Knox County under certain circumstances. Amends TCA, Title 57, Ch. 5. by \*Armstrong.

**\*House Bill No. 0393** -- Adoption -- Makes procedural changes in adoption law when child to be adopted is by blood, child of one of persons petitioning for adoption. Amends TCA, Title 36, Ch. 1, Pt. 1. by \*Hargrove.

**\*House Bill No. 0394** -- Courts, General Sessions -- Creates deputy clerk position in each county to handle juvenile cases. Amends TCA, Title 16, Ch. 15. by \*Jones R.

**House Bill No. 0395** -- Pensions and Retirement Benefits -- Reduces time for eligibility for retirement under TCRS Group 1 from 30 to 25 years. Amends TCA, Title 8, Ch. 36, Pt. 2. by \*Cross.

**House Bill No. 0396** -- Pensions and Retirement Benefits -- Reduces time for eligibility for retirement under TCRS group 1 from 30 to 27 years. Amends TCA, Title 8, Ch. 36, Pt. 2. by \*Cross.

**\*House Bill No. 0397** -- DUI/DWI Offenses -- Lowers blood alcohol level for application of presumption of intoxication from .10 percent to .08 percent. Amends TCA 55-10-408. by \*Cross.

**House Bill No. 0398** -- County Officers -- Increases fees charged by county register; removes exemption from filing fees on documents filed by local development authority for mental health facilities. Amends TCA 4-31-707, 8-21-1001, 48-11-303, 48-51-303, 61-2-206, 68-102-125. by \*Cross, \*Ferguson.

**House Bill No. 0399** -- Tort Liability -- Makes standard of conduct for amusement rides ordinary care. Amends TCA, Title 29, Ch. 34, Pt. 2. by \*Ritchie.

**\*House Bill No. 0400** -- Motor Vehicles -- Requires motor vehicle dealers to obtain only one license even if dealer sells vehicles from more than one trade name or line make but vehicles are manufactured by companies, subsidiaries or divisions of same parent company or corporation. Amends TCA 55-17-110. by \*Crain.

**\*House Bill No. 0401** -- Medicare and Medicaid -- Creates presumption that health care provider acts in good faith when providing services to certain persons eligible for medical assistance, without verification of current eligibility. Amends TCA Title 71, Ch. 5. by \*Crain.

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**\*House Bill No. 0402 -- Education --** Repeals waiver of school fees for certain students. Amends TCA 49-2-114. by \*Crain.

**\*House Bill No. 0403 -- Courts, General Sessions --** Prohibits diminishing salary of general sessions judge if county is in one class on date judge is elected to office and later moves to another class on basis of decennial federal census. Amends TCA 16-15-5001. by \*Crain.

**\*House Bill No. 0404 -- Nurseries --** Requires the department of agriculture to encourage and support statewide development of nursery stock production. Amends TCA, Title 43, Ch. 1, Pt. 1. by \*Crain.

**House Bill No. 0405 -- Henning --** Sets terms of office for board of mayor and aldermen at four years. Amends Chapter 274, Acts of 1901, as amended. by \*Crain.

**\*House Bill No. 0406 -- Medicare and Medicaid --** Establishes medicaid cost savings award program for medicaid providers. by \*Crain.

**House Bill No. 0407 -- Food and Food Products --** Authorizes commissioner of agriculture to publish list of persons who refused to provide information pursuant to Tennessee Food, Drug and Cosmetic Act. Amends TCA 53-1-103, 63-10-201. by \*Crain.

**\*House Bill No. 0408 -- Local Government, General --** Exempts local governments from competitive bidding requirements in connection with purchase of natural gas or propane gas for resale. Amends TCA 6-56-304; Title 7, Ch. 51, Pt. 9. by \*Gunnels.

**\*House Bill No. 0409 -- Insurance, Motor Vehicles --** Imposes \$250 fine for failure to provide proof of financial responsibility; provides for appeal process. Amends TCA, Title 55, Ch. 12. by \*Joyce.

**\*House Bill No. 0410 -- Taxes, Gasoline, Petroleum Products --** Reduces gasoline tax and diesel fuel tax by 5 cents per gallon. Amends TCA 67-3-603, 604, 67-3-803. by \*Joyce.

**\*House Bill No. 0411 -- Driver Licenses --** Increases fine for driving on revoked, suspended or cancelled driver license for first offense from \$500 to \$1,000 and for second and subsequent offenses from \$2,500 to \$5,000. Amends TCA, Title 55, Ch. 50. by \*Joyce.

**\*House Bill No. 0412 -- Campaigns --** Restricts contributions to candidates for general assembly. Amends TCA, Title 2, Ch. 10. by \*Callicott, \*Joyce.

**\*House Bill No. 0413 -- General Assembly --** Requires any remaining postage and mailing allowance of members to revert to general assembly if not expended by end of next fiscal year after appropriated. Amends TCA 3-1-106. by \*Joyce.

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**House Bill No. 0414 -- Highways, Roads and Bridges --** Expands definition of "street" and "street improvements" for municipal aid funds; revises eligibility of city or county to receive certain revenues from gasoline tax based on appropriation and allocation of funds for road purposes on average of certain number of years. Amends TCA, Title 54, Ch. 4; Title 67, Ch. 3. by \*Fowlkes.

**House Bill No. 0415 -- County Officers --** Revises procedure for sheriff to hire deputies and assistants. Amends TCA, Title 8, Ch. 20. by \*Fowlkes, \*Bragg.

**House Bill No. 0416 -- County Government --** Authorizes county legislative bodies to set amount of salary on stated monthly basis rather than on stated meeting or daily basis. Amends TCA 5-5-107. by \*Fowlkes.

**\*House Bill No. 0417 -- Purchasing --** Creates state purchasing preference for agricultural products from Tennessee. by \*Fowlkes.

**\*House Bill No. 0418 -- Civil Procedure --** Declares adult-oriented establishments to be public nuisances if owners have three violations in seven years of alcohol beverage laws, employing a person convicted of aggravated prostitution or ordinances prohibiting sexual contact. Amends TCA, Title 7, Ch. 51, Pt. 11. by \*Joyce, \*Stockburger.

**\*House Bill No. 0419 -- Alcoholic Beverages --** Prohibits local beer board from issuing a permit to an establishment where prohibited sexual or pornographic conduct occurs. Amends TCA, Title 57, Ch. 5. by \*Joyce, \*Stockburger.

**\*House Bill No. 0420 -- Alcoholic Beverages --** Expands scope of beer board license suspension or revocation hearings. Amends TCA 57-5-109. by \*Joyce, \*Stockburger.

**House Bill No. 0421 -- Criminal Procedure --** Requires judge to instruct jury as to minimum number of years person sentenced to life imprisonment must serve before becoming parole eligible; requires department of correction to provide such calculation to judge. Amends TCA 39-13-204. by \*Joyce, \*Anderson.

**House Bill No. 0422 -- Election Laws --** Creates statewide voter registration system; includes voter registration application as part of driver license application or renewal form. Amends TCA, Title 2, Ch. 2. by \*West.

**House Bill No. 0423 -- Insurance, Health, Accident --** Repeals requirement that health insurance entities regulated by department of commerce and insurance and all self-insured and self-administered health insurance programs be required to report UB-82 claims; repeals requirement that hospitals complete hospital statistics report. Repeals TCA 58-1-108. by \*Severance.

**\*House Bill No. 0424 -- Police --** Expands applicability to all municipal or county officers for investigations of police officers.

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

Amends TCA, Title 38, Ch. 8, Pt. 3. by \*West.

**House Bill No. 0425 -- Taxes, Real Property --** Enables recorders or other officers to sell real estate for which delinquent taxes have not been paid; sets out publication requirements for such sales. Amends TCA 6-55-201, 203. by \*West.

**House Bill No. 0426 -- Licenses --** Revises licensure provisions of alarm systems contractors. Amends TCA, Title 62, Ch. 32, Pt. 3. by \*Collier.

**\*House Bill No. 0427 -- Drugs --** Designates 10 percent of proceeds county, metropolitan government or municipality is entitled to receive from drug fines and forfeitures to DARE program in such county, metropolitan government or municipality. Amends TCA, Title 39, Ch. 17, Pt. 4. by \*Windle, \*Ferguson.

**House Bill No. 0428 -- Pardons and Paroles --** Requires parole board to consider facts and circumstances of offense before paroling inmate convicted of first degree murder; allows board to decline paroling inmate if victim subjected to torture or unnecessary physical abuse. Amends TCA, Title 40, Ch. 28; Title 40, Ch. 35, Pt. 5. by \*Windle.

**House Bill No. 0429 -- Utilities, Utility Districts --** Modifies method of selecting trustees for board of directors of Citizens Gas Utility District of Scott and Morgan counties. Amends Chapter 225, Public Acts of 1959, as amended. by \*Windle.

**House Bill No. 0430 -- Game and Fish Laws --** Allows Tennessee residents between ages 13 and 15 to fish without license. Amends TCA 70-2-201. by \*Windle, \*Cross, \*Hillis.

**House Bill No. 0431 -- Medicine, Practice of --** Requires physicians to warn patients of any risks associated with use or repetitive use of radiation to treat non-cancerous diseases, disorders, or skin conditions; requires signed acknowledgement of receipt of such warning. Amends TCA 63-6-214. by \*Windle.

**House Bill No. 0432 -- Malpractice, Professional --** Extends period in which actions for negligent use of radiation in medical treatment of non-cancerous diseases, disorders and conditions can be brought to within one year after injury reasonably should have been discovered. Amends TCA 29-26-116. by \*Windle.

**House Bill No. 0433 -- Game and Fish Laws --** Removes requirement that landowners, tenants and their children reside on such persons' property to authorize such persons to hunt and fish without license. Amends TCA 70-2-204. by \*Rigsby.

**House Bill No. 0434 -- Highway Signs --** Includes exits 134 and 135 on Interstate 24 within the provisions of the specific service sign system. Repeals TCA 54-5-1109. by \*Rigsby.

**House Bill No. 0435 -- Election Laws --** Adds home and business

THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY

telephone numbers to information each person making inspection of campaign finance forms must provide. Amends TCA 2-10-111. by \*Rigsby.

\*House Bill No. 0436 -- Statutes -- Extends until next business day all acts required by law that fall on week-ends or legal holidays. Amends TCA, Titles 1, 67. by \*Kernell.

\*House Bill No. 0437 -- Taxes, Sales -- Repeals state sales and use tax on food except alcoholic beverages, tobacco and foods prepared and served for immediate consumption. Amends TCA, Title 67, Ch. 6. by \*Kernell.

\*House Bill No. 0438 -- Highway Signs -- Dandridge, 1-40. by \*Davis Ronnie, \*Huskey.

\*House Bill No. 0439 -- Utilities, Utility Districts -- Authorizes Jefferson-Cocke natural gas utility district to provide funding to chamber of commerce. Amends TCA 7-82-304. by \*Davis Ronnie, \*Huskey.

\*House Bill No. 0440 -- Fire Prevention and Investigation -- Extends protection of Good Samaritan Law to certain volunteer fire squads providing fire protection within six mile radius of county surrounding plant. Amends TCA 63-6-218. by \*Davis Ronnie, \*Huskey.

House Bill No. 0441 -- Game and Fish Laws -- Establishes training season for dogs to chase bears from August 15 to September 30 in Carter, Cocke, Greene, Johnson, Sevier and Unicoi counties. Amends TCA, Title 70, Ch. 4, Pt. 1. by \*Davis Ronnie, \*Huskey.

House Bill No. 0442 -- Marriage -- Authorizes county commissioners to solemnize marriages in any county in state. Amends TCA 36-3-301. by \*Davis Ronnie.

\*House Bill No. 0443 -- Utilities, Utility Districts -- Increases membership of Jefferson-Cocke utility district from three to five. Amends TCA 7-82-602. by \*Davis Ronnie, \*Huskey.

House Bill No. 0444 -- Blount County -- Extends hotel/motel tax from 1993 to 1998. Amends Chapter 102, Private Acts of 1979, as amended. by \*Owenby, \*Anderson.

House Bill No. 0445 -- Pensions and Retirement Benefits -- Allows retirement benefits to be paid on out of state service by teachers and state employees if such persons pay member and employer contributions, plus interest for such service. Amends TCA, Title 8, Ch. 34, Pt. 6. by \*Davis Ronnie.

\*House Bill No. 0446 -- Economic and Community Development -- Creates department of minority business enterprise. by \*Jones R.

House Bill No. 0447 -- Taxes, Sales -- Exempts railroad repairs, including parts and labor, from sales tax. Amends TCA, Title 67,

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

Ch. 6. by \*Peroulas Draper, \*Ridgeway, \*Whitson, \*Ritchie, Tindell, Bittle, Severance, Armstrong.

**House Bill No. 0448 -- AIDS --** Requires acute care hospitals and ambulatory surgical treatment centers to devise and adopt appropriate policies concerning the testing of staff for HIV/AIDS; requires such policies to be in force by January 1, 1994. Amends TCA 68-11-222. by \*Peroulas Draper, \*Whitson, \*Pinion, \*Johnson, \*Bittle, \*Winningham.

**\*House Bill No. 0449 -- Real Property --** Relieves county from making second update between reappraisals if county completed reappraisal prior to 1992, is following six year cycle, and has updated property values within three years of time set for next reappraisal. Amends TCA 67-5-1601. by \*Huskey, \*Davis Ronnie.

**\*House Bill No. 0450 -- Highway Signs --** "Carl Wade Stiner Highway," portion of Highway 63 in Campbell County. by \*Cross, \*Williams Micheal.

**\*House Bill No. 0451 -- Highway Signs --** "Dana Terry Bridge," Highway 116, Vaspar. by \*Cross.

**House Bill No. 0452 -- Motor Vehicles, Titling and Registration --** Requires agencies to document request for information about motor vehicle records. Amends TCA, Title 55, Ch. 2. by \*Peroulas Draper, \*Duer, \*DeBerry, \*Brooks, \*Jones R, \*Turner B.

**House Bill No. 0453 -- Municipal Government --** Permits municipalities other than home rule municipalities to impose a penalty not to exceed \$500 for violations of municipal ordinances. Amends TCA, Title 6, Ch. 54, Pt. 3. by \*Garrett.

**\*House Bill No. 0454 -- Medicine, Practice of --** Revises penalty for division of fees by physicians from Class B to Class A misdemeanor. Amends TCA, Title 63, Ch. 6, Pt. 2. by \*Dixon, \*Pruitt.

**\*House Bill No. 0455 -- Health --** Authorizes state immunization program for children four years old or younger. Amends TCA, Title 68. by \*Dixon, \*Pruitt.

**\*House Bill No. 0456 -- Corporations, Not for Profit --** Removes two year time limitation for reinstatement of nonprofit corporations. Amends TCA 48-64-203. by \*Dixon.

**\*House Bill No. 0457 -- Education --** Establishes model laboratory school program. Amends TCA, Title 49. by \*Dixon, \*Turner L.

**\*House Bill No. 0458 -- Public Records --** Directs public records commission and supreme court to study use of optical disks and other modern technologies to promote greater efficiencies and savings in long term storage, retention, access and use of state and local records. Amends TCA, Titles 7, 16--21. by \*Dixon.

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**\*House Bill No. 0459 -- Taxes --** Institutes 50 cent per day tax on rental car companies. Amends TCA, Title 67. by \*Dixon.

**\*House Bill No. 0460 -- Election Laws --** Shortens time from ten to five days for notification to county election commission that elderly or handicapped voter will be voting at election office on election day where polling place is not accessible. Amends TCA, Title 2, Ch. 3. by \*Dixon.

**\*House Bill No. 0461 -- Mental Health and Mental Retardation, Dept. of --** Prohibits governor from closing state mental health facilities without consent of general assembly. Amends TCA, Title 33, Ch. 2. by \*Dixon.

**\*House Bill No. 0462 -- Economic and Community Development --** Establishes neighborhood development corporations. Amends TCA, Title 13, Ch. 13. by \*Dixon.

**House Bill No. 0463 -- Highways, Roads and Bridges --** Enacts "Bicentennial Beautification Act of 1993". by \*Duer, \*Bragg.

**\*House Bill No. 0464 -- General Assembly --** Designates official flag of general assembly. Amends TCA, Title 3. by \*Tindell, \*McKee.

**House Bill No. 0465 -- Education --** Clarifies that waiver of school fees applies only to required courses or activities which are mandatory for which credit or grade is given. Amends TCA 49-2-114. by \*Duer, \*Whitson.

**House Bill No. 0466 -- Education --** Requires ticket subsidy programs for school children to not be limited to one facility. by \*Duer, \*Hillis.

**House Bill No. 0467 -- Garnishments and Executions --** Prohibits execution of judgment in this state relative to any judgment in favor of another state for failure to pay that state's income tax on pension or retirement benefits received by judgment debtor while resident of Tennessee. Amends TCA, Titles 26, 67. by \*Duer, \*Whitson, \*Hillis, \*Rhinehart.

**House Bill No. 0468 -- Secretary of State --** Authorizes secretary of state to enter into contracts for private publication of Tennessee Blue Book; prohibits Blue Book from being published at state expense. Amends TCA, Title 4. by \*Duer.

**House Bill No. 0469 -- Telecommunications --** Increases maximum service charges that may be levied, by emergency communications "911" districts, upon residential classification users from 65 cents to \$1.65 and upon business classification service users from \$2.00 to \$5.00. Amends TCA 7-86-108. by \*Duer.

**House Bill No. 0470 -- Driver Licenses --** Revises documentation requirements student under 18 must provide to obtain learner's permit and photo identification card. Amends TCA, Title 49, Ch. 6, Pt. 30. by \*Williams Mike.

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**House Bill No. 0471 -- Zoning --** Authorizes notice of county ordinances by publishing summary of ordinance. Amends TCA, Title 13, Ch. 7. by \*Williams Mike.

**House Bill No. 0472 -- Employees, Employers --** Authorizes local boards of education, religious, charitable, scientific or educational institutions and child welfare agencies to request teachers and persons applying to work with children to agree to criminal history records' check or supply fingerprint sample for TBI. Amends TCA, Title 37, Ch. 1, Pt. 4; Title 38, Ch. 6, Pt. 1; Title 49, Ch. 5; Title 71, Ch. 3, Pt. 5. by \*Williams Mike, Mires.

**House Bill No. 0473 -- Education --** Revises unexcused absence provisions and monetary fine relative to compulsory attendance. Amends TCA, Title 49, Ch. 6, Pt. 30. by \*Williams Mike.

**House Bill No. 0474 -- General Assembly --** Prohibits former member from acting as lobbyist for certain period. Amends TCA, Title 3, Ch. 6. by \*Williams Mike, \*Callicott.

**House Bill No. 0475 -- Lobbying, Lobbyists --** Prohibits lobbying by former members of the general assembly or by former members of the governor's cabinet for two years after leaving office. Amends TCA, Title 3, Ch. 6. by \*Williams Mike, \*Callicott.

**House Bill No. 0476 -- Election Laws --** Authorizes county legislative body to call run-off election if there is a tie in office to be filled by votes of single county or civil district. Amends TCA 2-8-111. by \*Ridgeway.

**House Bill No. 0477 -- County Officers --** Abolishes office of constable in Benton County. Amends TCA 8-10-101. by \*Ridgeway.

**House Bill No. 0478 -- Big Sandy --** Revises charter. Amends Chapter 200, Acts of 1903, as amended. by \*Ridgeway.

**\*House Bill No. 0479 -- Criminal Offenses --** Creates Class C misdemeanor of disseminating tobacco products by means of vending machines. Amends TCA, Title 39, Ch. 15, Pt. 4; Title 39, Ch. 17, Pt. 1. by \*Liles.

**\*House Bill No. 0480 -- Smoking --** Requires state smoking policies be formulated; provides that smoking areas do not have to be indoors; requires smoking areas to comply with bulletin #54 of National Institute for Occupational Safety and Health. Amends TCA 4-4-121. by \*Liles.

**\*House Bill No. 0481 -- Criminal Offenses --** Creates Class C misdemeanor offense of selling tobacco products through vending machines located in places accessible to minors; permits more stringent local ordinances and resolutions. Amends TCA, Title 39, Ch. 15, Pt. 4. by \*Liles.

**\*House Bill No. 0482 -- Criminal Offenses --** Increases penalty for disseminating smoking material or smokeless tobacco products to

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

minors from Class C to Class A misdemeanor. Amends TCA 39-15-408. by \*Liles.

**\*House Bill No. 0483 -- Highway Signs -- "Gannon-Cowan Bridge," Thompson Lane Ext., Rutherford County. by \*Liles.**

**House Bill No. 0484 -- Securities -- Revises Tennessee Security Act of 1980; allows exemption from registration for resale of interest in certain unit investment trusts. Amends TCA 48-2-103, 107. by \*Jackson.**

**\*House Bill No. 0485 -- Real Property -- Prohibits registration of deeds in Roane County which do not state that all roads on certain properties are public roads or are to be privately maintained roads. Amends TCA, Title 66, Ch. 24, Pt. 1. by \*Ferguson.**

**\*House Bill No. 0486 -- County Government -- Authorizes county legislative body of county which has adopted zoning to fix compensation of planning commission members if such members also serve as zoning board for county. Amends TCA 13-3-101. by \*Whitson.**

**House Bill No. 0487 -- Appropriations -- Appropriates up to \$10,000 annually to send winning state academic decathlon team, alternate team members and coaches to national meet. by \*Whitson.**

**House Bill No. 0488 -- Sentencing -- Makes persons charged with or convicted of vehicular homicide by intoxication or vehicular assault ineligible for pre-trial diversion or sentence deferral programs respectively. Amends TCA, Title 40, Chs. 5, 35. by \*Whitson, \*Duer, \*Peroulas Draper.**

**\*House Bill No. 0489 -- Railroads -- Authorizes procedure for location and design of railroad crossings; requires notice and hearing when affected party does not consent to change of railroad crossing. Amends TCA, Title 65, Ch. 11. by \*Whitson.**

**House Bill No. 0490 -- District Attorneys -- Increases number of assistant district attorney general positions in fifteenth judicial district from four to five. Amends TCA 16-2-506. by \*Buck, \*Winningham, Mires, Bell.**

**\*House Bill No. 0491 -- Civil Service -- Authorizes civil service reinstatement of person who resigned in good standing to serve in full time elected constitutional county office for at least ten years. Amends TCA, Title 8, Ch. 30. by \*Crain, \*Buck.**

**House Bill No. 0492 -- Adoption -- Requires DHS to search sealed adoption records of adopted sibling upon petition of non-adopted sibling if both 2 years or older; requires forwarding of petitioner's name and address to sibling if found; if sibling deceased, name of sibling to be released to petitioner. Amends TCA, Title 36, Ch. 1, Pt. 1. by \*Chumney, \*Buck, \*Crain.**

**House Bill No. 0493 -- Notary Public -- Allows notary public**

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

elected by county legislative body to be certified as notary at large in all counties upon application to secretary of state. Amends TCA, Title 8. by \*Buck.

**\*House Bill No. 0494 -- Bond Issues --** Authorizes \$5 million bond issue to acquire, renovate and maintain park, recreational and natural area property; earmarks \$300,000 to Short Mountain Jim Cummings Natural Area. by \*Buck.

**\*House Bill No. 0495 -- Public Contracts --** Specifies vendor's qualifications required in contracts for goods and services with agencies and departments of state government. Amends TCA 12-4-109. by \*Buck, \*Chumney, \*Crain.

**House Bill No. 0496 -- Judicial Officers --** Requires court clerks to mail copies of orders and judgments to attorneys of record with costs of mailing to be charged as court costs. Amends TCA, Title 18, Chs. 4--6. by \*Buck.

**House Bill No. 0497 -- Water Pollution and Water Resources --** Allows county highway superintendent to make emergency repairs to up to 400 feet of road without violating Water Quality Control Act or without being required to obtain permit before making such repairs. Amends TCA, Title 69, Ch. 3, Pt. 1. by \*Buck, \*Collier, \*Napier, \*Crain.

**\*House Bill No. 0498 -- Insurance Companies, Agents, Brokers --** Increases percentage from 25 to 30 insurance company must pay in liability for loss if loss occurs and company refuses to pay within 60 days after demand is made by holder of policy or fidelity bond or which loss occurred. Amends TCA, Title 56, Ch. 7, Pt. 1. by \*Buck.

**House Bill No. 0499 -- Water Pollution and Water Resources --** Permits appeal from final determination of water quality control board to be filed either in Davidson County chancery court or chancery court of county in which violation occurred. Amends TCA, Title 69, Ch. 3, Pt. 1. by \*Buck, \*Collier, \*Napier, \*Crain.

**\*House Bill No. 0500 -- Insurance Companies, Agents, Brokers --** Allows persons licensed as insurance agents to obtain license without written examination if they were previously licensed in this state for same line of insurance and previous license was not revoked or suspended. Amends TCA, Title 56, Ch. 6. by \*Buck.

**House Bill No. 0501 -- Water Pollution and Water Resources --** Adds commissioner of transportation and chief administrative officer of county highway department to water quality control board. Amends TCA, Title 69, Ch. 3, Pt. 1. by \*Buck, \*Collier, \*Napier, \*Crain.

**\*House Bill No. 0502 -- Sunshine Law --** Makes general assembly political selection of nominees for constitutional offices subject to Open Meetings Act. Amends TCA, Title 8, Ch. 44. by \*Buck, \*Chumney.

**House Bill No. 0503 -- Criminal Offenses --** Creates offense of

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

reckless homicide; clarifies offense of aggravated assault. Amends TCA, Title 39, Ch. 13, Pt. 2. by \*Buck, \*Chumney, \*Crain.

**House Bill No. 0504 -- Highway Signs --** "Gore Farm," home of Vice President Al Gore, Jr., I-40, SR 53, and US 70N. by \*Buck.

**\*House Bill No. 0505 -- Election Laws --** Gives registrars at large one point credit on certified registrar examination score for each year of service; provides procedure for recalculating past examinations to reflect such credit. Amends TCA 2-11-202. by \*Buck.

**House Bill No. 0506 -- Day Care --** Repeals licensing standards for day care centers, family day care homes and group day care homes effective January 1, 1994; provides for appointment of committee to formulate new standards. Amends TCA, Title 71, Ch. 3, Pt. 5. by \*Buck.

**\*House Bill No. 0507 -- Judges and Chancellors --** Provides that judges who are unable to hold court for more than one consecutive year due to illness cannot be compensated for period in excess of one year that they remain unable to hold court. Amends TCA, Title 17. by \*Buck, \*Winningham.

**\*House Bill No. 0508 -- Alcoholic Beverages --** Increases from \$100 to \$200 beer permit application fee which may be imposed by cities and counties. Amends TCA, Title 57, Ch. 5, Pt. 1. by \*Buck, \*Winningham, \*Crain.

**House Bill No. 0509 -- Day Care --** Allows parent or guardian to authorize child welfare agency to use corporal punishment on child entrusted to care of such agency; provides for revocation of such authorization. Amends TCA, Title 71, Ch. 3, Pt. 5. by \*Buck, \*Crain.

**\*House Bill No. 0510 -- Cooperatives --** Authorizes electric cooperatives and telephone cooperatives to loan money to third parties. Amends TCA, Title 65, Chs. 25, 29. by \*Buck, \*Winningham.

**House Bill No. 0511 -- Motor Vehicles --** Requires parties executing contracts for extended warranty coverage or credit life insurance on motor vehicles to provide prorated rebate on charge for such coverage when vehicle is totally disabled. Amends TCA, Title 55. by \*Buck.

**House Bill No. 0512 -- Motor Vehicles --** Requires person from whom motor vehicle was purchased to notify parties having contracts for credit life insurance or extended warranty coverage with owner of totally disabled vehicle. Amends TCA, Title 55. by \*Buck.

**House Bill No. 0513 -- Limitation of Actions --** Establishes four year statute of limitations for private civil actions to recover damages caused by water pollution. Amends TCA, Title 69. by \*Buck.

**\*House Bill No. 0514 -- Tort Liability --** Deletes Uniform Contribution Among Tort-Feasors Act. Amends TCA, Title 29, Ch. 11. by \*Buck.

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**House Bill No. 0515 -- Contractors -- Exempts church that builds sanctuary designed for 300 or less on own property from requirement that such church have license to engage in contracting. Amends TCA 62-6-103. by \*Buck, \*Head, \*Crain.**

**House Bill No. 0516 -- Workers' Compensation -- Requires worker's social security number to be given on accident notices. Amends TCA, Title 50, Ch. 6. by \*Buck.**

**House Bill No. 0517 -- Highway Signs -- "Purple Heart Highway," U.S. 231, Rutherford County. by \*Liles, \*Bragg, \*Mires.**

**House Bill No. 0518 -- Education -- Requires public schools to offer courses on bicycle safety. The department of safety to provide assistance; students who complete bicycle safety course receive certificate of recognition. Amends TCA 49-6-1003. by \*Callicott, \*Head, \*Arriola, \*Allen.**

**\*House Bill No. 0519 -- Highway Signs -- "Tennessee Golf Hall of Fame, I-65, Williamson County. by \*Callicott, \*Williams Mike, \*Head.**

**House Bill No. 0520 -- Education, Higher -- Gives 25 percent discount on tuition to children under 24 attending state institutions of higher learning whose parents worked for ten or more years for LEA as non-instructional employee, subject to appropriation. Amends TCA 49-7-119. by \*Callicott.**

**House Bill No. 0521 -- Taxes, Agricultural and Open Spaces -- Redefines "agricultural land" eligible for reduced property taxes under greenbelt law. Amends TCA, Title 67, Ch. 5, Pt. 10. by \*Callicott.**

**\*House Bill No. 0522 -- Contractors -- Prohibits county or municipality from discriminating against state licensed plumbing, electrical, heating, ventilation, or air conditioner contractor on basis of licensee's non-residency in county or municipality. Amends TCA 62-6-111. by \*Turner L, \*Thompson; \*DeBerry, \*Jones R, \*Napier, \*Head, \*Pruitt, \*Jones U, \*Miller, \*Brooks.**

**\*House Bill No. 0523 -- General Assembly -- Repeals authorization for members of general assembly to purchase their office furniture. Repeals TCA 12-2-418. by \*Rhinehart, \*Hillis.**

**House Bill No. 0524 -- Pensions and Retirement Benefits -- Computes teacher's retirement benefits on basis of three rather than five years highest compensation. Amends TCA 8-34-106. by \*Hassell, \*Davidson, \*Winningham, Halteman Harwell.**

**House Bill No. 0525 -- Pensions and Retirement Benefits -- Increases retirement allowances for teachers by .1 percent per year of service; requires adjustments be made on the compounded, rather than base, retirement allowance. Amends TCA, Title 8, Ch. 36, Pt. 2. by \*Hassell, \*Winningham, \*Davidson, \*Rhinehart, \*Head, Halteman Harwell, Bragg.**

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**\*House Bill No. 0526 -- Local Government, General --** Authorizes local governments to enter into memoranda of understanding with local bargaining units under certain circumstances. by \*Kent.

**\*House Bill No. 0527 -- Chiropractors --** Adds position of vice president to board of chiropractic examiners. Amends TCA, Title 63, Ch. 4. by \*Stamps.

**\*House Bill No. 0528 -- Courts, General Sessions --** Designates Division IV of General Sessions Court of Davidson County as Environmental Court. by \*Love, \*Robinson, \*Clark, \*Garrett, \*Pruitt, \*Halteman Harwell, \*Odom, \*Arriola, \*Purcell.

**\*House Bill No. 0529 -- Public Records --** Provides that information obtained for unemployment claims available for public inspection if otherwise subject to open records law. Amends TCA 50-7-701. by \*Purcell, \*Bragg.

**House Bill No. 0530 -- Insurance, Life --** Requires 9 percent interest be paid on proceeds of life insurance policies and annuity or endowment contracts from date of death or maturity to date of payment. Amends TCA, Title 56, Ch. 7, Pt. 3. by \*Stamps.

**\*House Bill No. 0531 -- Cemeteries --** Enacts "Cemetery Access Road Maintenance Act of 1993". Amends TCA, Title 46. by \*Stamps, \*Wix.

**House Bill No. 0532 -- Highways, Roads and Bridges --** Raises fee for bridge evaluations for overweight trucks from \$100 to \$150. Amends TCA, Title 55, Ch. 7, Pt. 2. by \*Windle.

**House Bill No. 0533 -- Game and Fish Laws --** Authorizes furriers to buy and sell pelts and hides without being licensed as fur dealer. Amends TCA, Title 70, Ch. 2, Pt. 2. by \*Hillis.

**House Bill No. 0534 -- Veterans --** Establishes pilot program to improve employment opportunities for former U. S. armed forces personnel. by \*Hillis.

**House Bill No. 0535 -- County Officers --** Expands authority of certain counties; revises manner in which certain county officers are authorized to receive monthly car allowance in lieu of furnishing county owned car in certain circumstances. Amends TCA, Title 8. by \*Jones R, \*Odom.

**House Bill No. 0536 -- Fees --** Increases certain clerk fees. Amends TCA, Title 8, Ch. 21, Pt. 4. by \*Jones R, \*Odom.

**House Bill No. 0537 -- County Officers --** Revises manner in which court clerks and county officers in Shelby County and sheriffs acquire certain supplies and make certain purchases. Amends TCA, Title 8. by \*Jones R, \*Odom.

**House Bill No. 0538 -- School Transportation --** Allows school buses to operate at 65 mph on interstates. Amends TCA 49-6-2110. by \*Rhinehart, \*Hillis.

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**House Bill No. 0539 -- White County --** Repeals local litigation tax authority to permit use of broader authority under general law. Repeals Chapter 72, Private Acts of 1967. by \*Hillis, \*Rhinehart.

**House Bill No. 0540 -- Sewage --** Requires homeowner to furnish permit for subsurface sewage disposal system or proof that connection will be made to public sewerage system before electrical service will be provided. Amends TCA, Title 68, Ch. 221, Pt. 4. by \*Odom.

**House Bill No. 0541 -- Taxes, Privilege --** Reduces notice of intent to cancel surety bond from 60 days to 45 days under petroleum products tax law. Amends TCA, Title 67, Ch. 3, Pts. 1, 4, 5, 8. by \*Hillis.

**House Bill No. 0542 -- Education --** Exempts from taxation residential units owned by nonprofit schools that board students. Amends TCA 67-5-213. by \*Phillips.

**House Bill No. 0543 -- Alcoholic Beverages --** Increases from \$100 to \$200 beer permit application fee which may be imposed by local government. Amends TCA, Title 57, Ch. 5, Pt. 1. by \*Phillips.

**House Bill No. 0544 -- Education --** Prohibits dues or contributions from being paid out of revenues derived from state tax revenues that are allocated to school boards. Amends TCA, Title 49, Ch. 2, Pt. 20. by \*Phillips.

**House Bill No. 0545 -- Insurance, Motor Vehicles --** Restricts insurance companies from increasing automobile insurance premiums if payment of premiums is made within 60 days of due date. Same as \*HB 208/SB 254. Amends TCA, Title 56, Ch. 7, Pt. 11. by \*Phillips.

**House Bill No. 0546 -- Water Pollution and Water Resources --** Revises name of Tennessee Upper Duck development agency to Tennessee Duck River development agency. Amends TCA 4-29-217; Title 64, Ch. 1, Pt. 6. by \*Phillips.

**House Bill No. 0547 -- Banks and Financial Institutions --** Permits owner of trust deposit accounts to contract with bank to pay balance to one or more persons upon death of last surviving owner. Amends TCA 45-2-704, 45-3-515. by \*Rhinehart, \*Byrd, \*Anderson, \*Rinks, \*West.

**House Bill No. 0548 -- Banks and Financial Institutions --** Revises provisions concerning safety deposit boxes. Amends TCA 45-2-905, 67-8-418. by \*Rhinehart, \*Byrd, \*Anderson, \*Rinks, \*West.

**House Bill No. 0549 -- Fiduciaries --** Adds definition of "bad faith" to Uniform Fiduciaries Act. Amends TCA, Title 35, Ch. 2. by \*Rinks, \*Byrd, \*Anderson, \*Hargrove.

**House Bill No. 0550 -- Banks and Financial Institutions --** Expands permissible acts of disclosure under Financial Records Privacy Act; limits disclosure of information by purchasers of

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

obligations, participation or interests. Amends TCA, Title 45, Ch. 10. by \*Rinks, \*Byrd, \*Anderson, \*Hargrove.

**House Bill No. 0551 -- Banks and Financial Institutions --**  
Redefines "bank" to include savings association or savings bank. Amends TCA 45-12-102. by \*Rinks, \*Byrd.

**House Bill No. 0552 -- Banks and Financial Institutions --**  
Revises structure in department; authorizes commissioner to employ qualified, professional and experienced personnel to aid in discharge of duties. by \*Rinks, \*Byrd.

**House Bill No. 0553 -- Banks and Financial Institutions --**  
Clarifies that commissioner may permit use of word "bank" if, in his discretion, determines entity has not or will not mislead public by employing such use. Amends TCA 45-2-1709. by \*Rinks, \*Byrd.

**House Bill No. 0554 -- Banks and Financial Institutions --**  
Exempts support staff from borrowing limitations applied to department employees who are in position to influence conduct of examinations or regulation of financial institutions. Amends TCA 45-1-117. by \*Rinks, \*Byrd.

**House Bill No. 0555 -- Banks and Financial Institutions --**  
Gives commissioner general ruling making authority, including authority to establish schedule of fees to be charged for applications. Amends TCA 45-1-107. by \*Rinks, \*Byrd.

**House Bill No. 0556 -- Banks and Financial Institutions --**  
Gives commissioner discretion to determine when advance notice of examination should be provided state bank. Amends TCA, Title 45, Ch. 2, Pts. 16, 17. by \*Rinks, \*Byrd.

**House Bill No. 0557 -- Banks and Financial Institutions --**  
Removes all references in Banking Act to banking board. Amends TCA, Title 45, Ch. 1. by \*Rinks, \*Byrd.

**House Bill No. 0558 -- Banks and Financial Institutions --**  
Revises capital structure requirements; authorizes commissioner to determine on case by case basis adequate capital structure within certain guidelines, paid in surplus and other criteria. Amends TCA, Title 45, Ch. 2, Pt. 2. by \*Rinks, Byrd.

**House Bill No. 0559 -- Banks and Financial Institutions --**  
Restates authority of state banks to exercise any power or engage in any activity it could exercise if it were national bank located in state, notwithstanding any other state law to contrary. Amends TCA 45-2-601. by \*Rinks, \*Byrd.

**House Bill No. 0560 -- Banks and Financial Institutions --**  
Allows bank to reproduce examination for holding company, external auditors and legal counsel without violating confidential nature. Amends TCA 45-2-1603. by \*Rinks, \*Byrd.

**House Bill No. 0561 -- Banks and Financial Institutions --**

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

Requires approval for state bank merger by two thirds of stockholders of outstanding voting stock of each class eligible to vote. Amends TCA 45-2-1305. by \*Rinks, \*Byrd.

**House Bill No. 0562 -- Credit Unions --** Revises voting requirement for conversion from state to federal credit union; requires majority vote of members voting on proposal instead of majority vote of members; removes language relative to authority of commissioner to waive requirement of affirmative vote of majority. Amends TCA 45-4-1902. by \*Rinks, \*Byrd.

**House Bill No. 0563 -- Credit Unions --** Expands powers of commissioner of financial institutions to take and retain possession of business and property of credit unions; revises requirements for conversion of state credit union into federal credit union. Amends TCA 45-4-206, 45-4-1902. by \*Rinks, \*Byrd.

**\*House Bill No. 0564 -- Crime, Victims of --** Revises rights of victims of crime and prosecution witnesses under Victims' Bill of Rights. Amends TCA, Title 40, Ch. 38. by \*Windle.

**House Bill No. 0565 -- Handicapped Persons --** Exempts from requirement of checking buses transporting handicapped children under Tennessee Handicapped Children Transportation Act of 1991, persons providing transportation services under contract with private vendor. Amends TCA 49-6-2114. by \*Bragg.

**House Bill No. 0566 -- Motor Vehicle Commission --** Makes it cause for license revocation for a motor vehicle manufacturer to make incentive offers to some dealers and not all. Amends TCA, Title 55, Ch. 17. by \*Kent.

#### **HOUSE BILLS ON SECOND CONSIDERATION**

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

**House Bill No. 0101 -- Scholarships -- Education Committee.**

**\*House Bill No. 0102 -- Banks and Financial Institutions -- Commerce Committee.**

**House Bill No. 0103 -- Pensions and Retirement Benefits -- Finance, Ways and Means Committee.**

**\*House Bill No. 0104 -- Telecommunications -- Commerce Committee.**

**\*House Bill No. 0105 -- Highway Signs -- Transportation Committee.**

**\*House Bill No. 0106 -- Arrests -- Judiciary Committee.**

**\*House Bill No. 0107 -- Licenses -- Judiciary Committee.**

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**\*House Bill No. 0108 -- Motor Vehicles, Titling and Registration -- Judiciary Committee.**

**\*House Bill No. 0109 -- Highway Signs -- Transportation Committee.**

**House Bill No. 0110 -- Pittman Center -- Held on Clerk's desk pending approval by local delegation.**

**\*House Bill No. 0111 -- Highways, Roads and Bridges -- Transportation Committee.**

**House Bill No. 0112 -- Hospitals and Health Care Facilities -- Health and Human Resources Committee.**

**House Bill No. 0113 -- Hospitals and Health Care Facilities -- Health and Human Resources Committee.**

**House Bill No. 0114 -- Hardin County -- Agriculture Committee.**

**House Bill No. 0115 -- Motor Vehicles -- Commerce Committee.**

**\*House Bill No. 0116 -- Consumer Protection -- Consumer and Employee Affairs Committee.**

**\*House Bill No. 0117 -- Medicare and Medicaid -- Health and Human Resources Committee.**

**\*House Bill No. 0118 -- Naming and Designating -- Conservation and Environment Committee.**

**House Bill No. 0119 -- Alcoholic Beverages -- State and Local Government Committee.**

**\*House Bill No. 0120 -- Medicare and Medicaid -- Health and Human Resources Committee.**

**House Bill No. 0121 -- Business and Commerce -- Commerce Committee.**

**\*House Bill No. 0122 -- Medicare and Medicaid -- Health and Human Resources Committee.**

**\*House Bill No. 0123 -- Medicare and Medicaid -- Health and Human Resources Committee.**

**\*House Bill No. 0124 -- Highways, Roads and Bridges -- Transportation Committee.**

**\*House Bill No. 0125 -- Smoking Education Committee.**

**\*House Bill No. 0126 -- Medicare and Medicaid -- Health and Human Resources Committee.**

**House Bill No. 0127 -- Medical Occupations -- Health and Human Resources Committee.**

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**\*House Bill No. 0128 -- State Employees -- Education Committee.**

**\*House Bill No. 0129 -- Teachers -- State and Local Government Committee.**

**\*House Bill No. 0130 -- Highway Signs -- Transportation Committee.**

**\*House Bill No. 0131 -- Highway Signs -- Transportation Committee.**

**\*House Bill No. 0132 -- DUI/DWI Offenses -- Judiciary Committee.**

**\*House Bill No. 0133 -- Education -- Education Committee.**

**\*House Bill No. 0134 -- Taxes, Excise -- Judiciary Committee.**

**\*House Bill No. 0135 -- Alcoholic Beverages -- State and Local Government Committee.**

**\*House Bill No. 0136 -- Local Government, General -- State and Local Government Committee.**

**House Bill No. 0137 -- Loudon -- Held on Clerk's desk pending approval by local delegation.**

**\*House Bill No. 0138 -- Animals -- Agriculture Committee.**

**\*House Bill No. 0139 -- Boards and Commissions -- Government Operations Committee.**

**\*House Bill No. 0140 -- Motor Vehicles -- State and Local Government Committee.**

**\*House Bill No. 0141 -- Teachers -- Education Committee.**

**\*House Bill No. 0142 -- Aged Persons -- Health and Human Resources Committee.**

**House Bill No. 0143 -- New Johnsonville -- Held on Clerk's desk pending approval by local delegation.**

**\*House Bill No. 0144 -- Home Improvement Contractors -- Commerce Committee.**

**\*House Bill No. 0145 -- Water Pollution and Water Resources -- Conservation and Environment Committee.**

**\*House Bill No. 0146 -- Railroads -- Transportation Committee.**

**\*House Bill No. 0147 -- Courts, General Sessions -- Judiciary Committee.**

**\*House Bill No. 0148 -- Zoning -- State and Local Government Committee.**

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**House Bill No. 0149** -- Samburg -- Held on Clerk's desk pending approval by local delegation.

**\*House Bill No. 0150** -- Home Improvement Contractors -- Commerce Committee.

**\*House Bill No. 0151** -- Criminal Offenses -- Judiciary Committee.

**\*House Bill No. 0152** -- Employees, Employers -- Consumer and Employee Affairs Committee.

**\*House Bill No. 0153** -- Apportionment, Legislative -- State and Local Government Committee.

**House Bill No. 0154** -- Parks, Natural Areas Preservation -- Conservation and Environment Committee.

**\*House Bill No. 0155** -- Forest and Forest Products -- Conservation and Environment Committee.

**House Bill No. 0156** -- General Assembly -- State and Local Government Committee.

**House Bill No. 0157** -- Limitation of Actions -- Judiciary Committee.

**House Bill No. 0158** -- Drugs -- Judiciary Committee.

**\*House Bill No. 0159** -- District Attorneys -- Judiciary Committee.

**House Bill No. 0160** -- Courts, Municipal -- Judiciary Committee.

**House Bill No. 0161** -- Taxes, Real Property -- State and Local Government Committee.

**\*House Bill No. 0162** -- Dentists -- Health and Human Resources Committee.

**\*House Bill No. 0163** -- Medicare and Medicaid -- Health and Human Resources Committee.

**\*House Bill No. 0164** -- Bond Issues -- State and Local Government Committee.

**\*House Bill No. 0165** -- Motor Vehicles -- Commerce Committee.

**House Bill No. 0166** -- Malpractice, Professional -- Health and Human Resources Committee.

**\*House Bill No. 0167** -- Election Laws -- State and Local Government Committee.

**\*House Bill No. 0168** -- Insurance, Motor Vehicles -- Commerce Committee.

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**\*House Bill No. 0169 -- Taxes, Excise -- Judiciary Committee.**

**\*House Bill No. 0170 -- Banks and Financial Institutions -- Commerce Committee.**

**\*House Bill No. 0171 -- Taxes, Amusement -- Finance, Ways and Means Committee.**

**\*House Bill No. 0172 -- Taxes, Amusement -- Finance, Ways and Means Committee.**

**House Bill No. 0173 -- Public Funds and Financing -- State and Local Government Committee.**

**\*House Bill No. 0174 -- Taxes, Sales -- Finance, Ways and Means Committee.**

**\*House Bill No. 0175 -- Solid Waste Disposal -- State and Local Government Committee.**

**\*House Bill No. 0176 -- Taxes, Privilege -- Health and Human Resources Committee.**

**\*House Bill No. 0177 -- Insurance, Health, Accident -- Commerce Committee.**

**\*House Bill No. 0178 -- Auditing -- State and Local Government Committee.**

**\*House Bill No. 0179 -- State Employees -- State and Local Government Committee.**

**\*House Bill No. 0180 -- Hospitals and Health Care Facilities -- Health and Human Resources Committee.**

**\*House Bill No. 0181 -- Education -- Education Committee.**

**\*House Bill No. 0182 -- Insurance, Health, Accident -- Commerce Committee.**

**\*House Bill No. 0183 -- General Assembly -- Health and Human Resources Committee.**

**\*House Bill No. 0184 -- Insurance, Health, Accident -- Commerce Committee.**

**\*House Bill No. 0185 -- Taxes, Privilege -- Finance, Ways and Means Committee.**

**\*House Bill No. 0186 -- Insurance, Health, Accident -- Commerce Committee.**

**\*House Bill No. 0187 -- Public Records -- Judiciary Committee.**

**\*House Bill No. 0188 -- Motor Vehicles, Titling and Registration -- Transportation Committee.**

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**\*House Bill No. 0189 -- Election Laws -- State and Local Government Committee.**

**\*House Bill No. 0190 -- Medicare and Medicaid -- Health and Human Resources Committee.**

**\*House Bill No. 0191 -- Unemployment Compensation -- Consumer and Employee Affairs Committee.**

**\*House Bill No. 0192 -- Taxes, Sales -- Finance, Ways and Means Committee.**

**\*House Bill No. 0193 -- Hospitals and Health Care Facilities -- Health and Human Resources Committee.**

**\*House Bill No. 0194 -- Workers' Compensation -- Consumer and Employee Affairs Committee.**

**\*House Bill No. 0195 -- Mental Health and Mental Retardation, Dept. of -- Health and Human Resources Committee.**

**\*House Bill No. 0196 -- Boards and Commissions -- State and Local Government Committee.**

**\*House Bill No. 0197 -- Environmental Preservation -- Conservation and Environment Committee.**

**\*House Bill No. 0198 -- Bond Issues -- Finance, Ways and Means Committee.**

**\*House Bill No. 0199 -- Financial Disclosure -- State and Local Government Committee.**

**\*House Bill No. 0200 -- General Assembly -- Finance, Ways and Means Committee.**

**\*House Bill No. 0201 -- Election Laws -- State and Local Government Committee.**

**\*House Bill No. 0202 -- Chiropractors -- Health and Human Resources Committee.**

**House Bill No. 0203 -- County Officers -- State and Local Government Committee.**

**\*House Bill No. 0204 -- Taxes, Privilege -- Finance, Ways and Means Committee.**

**House Bill No. 0205 -- Telecommunications -- State and Local Government Committee.**

**House Bill No. 0206 -- Garnishments and Executions -- Judiciary Committee.**

**House Bill No. 0207 -- Shelbyville -- Held on Clerk's desk**

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

pending approval by local delegation.

**House Bill No. 0208 -- Insurance, Motor Vehicles -- Commerce Committee.**

**\*House Bill No. 0209 -- Education -- Education Committee.**

**\*House Bill No. 0210 -- Education, Dept. of -- Education Committee.**

**House Bill No. 0211 -- Divorce and Annulment -- Judiciary Committee.**

**House Bill No. 0212 -- DUI/DWI Offenses -- Judiciary Committee.**

**\*House Bill No. 0213 -- Child Abuse -- Judiciary Committee.**

**\*House Bill No. 0214 -- DUI/DWI Offenses -- Judiciary Committee.**

**\*House Bill No. 0215 -- DUI/DWI Offenses -- Judiciary Committee.**

**\*House Bill No. 0216 -- Alcoholic Beverages -- State and Local Government Committee.**

**\*House Bill No. 0217 -- Water Pollution and Water Resources -- State and Local Government Committee.**

**\*House Bill No. 0218 -- Insurance, Motor Vehicles -- Commerce Committee.**

**House Bill No. 0219 -- Arrests -- Judiciary Committee.**

**House Bill No. 0220 -- Contractors -- Commerce Committee.**

**\*House Bill No. 0221 -- Education, Higher -- Education Committee.**

**House Bill No. 0222 -- Probation -- Judiciary Committee.**

**House Bill No. 0223 -- Motor Vehicles -- Judiciary Committee.**

**House Bill No. 0224 -- Taxes, Real Property -- State and Local Government Committee.**

**House Bill No. 0225 -- Sexual Offenses -- Judiciary Committee.**

**House Bill No. 0226 -- Taxes, Privilege -- Finance, Ways and Means Committee.**

**House Bill No. 0227 -- Taxes, Privilege -- Finance, Ways and Means Committee.**

**House Bill No. 0228 -- Apportionment, Legislative -- State and Local Government Committee.**

**House Bill No. 0229 -- Sexual Offenses -- Judiciary Committee.**

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**House Bill No. 0230 -- General Assembly -- State and Local Government Committee.**

**House Bill No. 0231 -- Constitutional Conventions -- State and Local Government Committee.**

**House Bill No. 0232 -- Congress -- State and Local Government Committee.**

**\*House Bill No. 0233 -- County Officers -- State and Local Government Committee.**

**\*House Bill No. 0234 -- District Attorneys -- Judiciary Committee.**

**House Bill No. 0235 -- Landlord and Tenant -- Judiciary Committee.**

**\*House Bill No. 0236 -- Arrests -- Judiciary Committee.**

**House Bill No. 0237 -- District Attorneys -- Judiciary Committee.**

**House Bill No. 0238 -- Sunset Laws -- Government Operations Committee.**

**House Bill No. 0239 -- Sunset Laws -- Government Operations Committee.**

**House Bill No. 0240 -- Sunset Laws -- Government Operations Committee.**

**House Bill No. 0241 -- Sunset Laws -- Government Operations Committee.**

**House Bill No. 0242 -- Sunset Laws -- Government Operations Committee.**

**House Bill No. 0243 -- Sunset Laws -- Government Operations Committee.**

**House Bill No. 0244 -- Sunset Laws -- Government Operations Committee.**

**House Bill No. 0245 -- Sunset Laws -- Government Operations Committee.**

**House Bill No. 0246 -- Sunset Laws -- Government Operations Committee.**

**House Bill No. 0247 -- Sunset Laws -- Government Operations Committee.**

**\* House Bill No. 0248 -- Sunset Laws -- Government Operations Committee.**

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**House Bill No. 0249 -- Sunset Laws -- Government Operations Committee.**

**\*House Bill No. 0250 -- Water Pollution and Water Resources -- Conservation and Environment Committee.**

**\*House Bill No. 0251 -- Election Laws -- State and Local Government Committee.**

**\*House Bill No. 0252 -- Courts, General Sessions -- Judiciary Committee.**

**House Bill No. 0253 -- Telecommunications -- Finance, Ways and Means Committee.**

**House Bill No. 0254 -- Telecommunications -- Finance, Ways and Means Committee.**

**House Bill No. 0255 -- Telecommunications -- Finance, Ways and Means Committee.**

**House Bill No. 0256 -- County Government -- Judiciary Committee.**

**House Bill No. 0257 -- Vocational Training and Rehabilitation -- State and Local Government Committee.**

**House Bill No. 0258 -- Highway Signs -- Transportation Committee.**

**House Bill No. 0259 -- District Attorneys -- Judiciary Committee.**

**House Bill No. 0260 -- Corporations -- State and Local Government Committee.**

**\*House Bill No. 0261 -- Utilities, Utility Districts -- State and Local Government Committee.**

**\*House Bill No. 0262 -- General Assembly -- State and Local Government Committee.**

**\*House Bill No. 0263 -- Hearing and Hearing Aids -- Education Committee.**

**House Bill No. 0264 -- Censorship -- Judiciary Committee.**

**\*House Bill No. 0265 -- DUI/DWI Offenses -- Transportation Committee.**

**House Bill No. 0266 -- Motor Vehicles, Titling and Registration -- Transportation Committee.**

**\*House Bill No. 0267 -- Regional Authorities -- Transportation Committee.**

**\*House Bill No. 0268 -- Regional Authorities -- Transportation Committee.**

**THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY**

**\*House Bill No. 0269 -- Traffic Safety -- Transportation Committee.**

**House Bill No. 0270 -- School Districts, Special -- Held on the Clerk's desk pending approval by the local delegation.**

**House Bill No. 0271 -- Public Service Commission -- Commerce Committee.**

**House Bill No. 0272 -- Urban Renewal -- State and Local Government Committee.**

**House Bill No. 0273 -- Day Care -- Health and Human Resources Committee.**

**House Bill No. 0366 -- Bethel Springs -- Held on the Clerk's desk pending approval by the local delegation.**

**LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES  
February 4, 1993**

In accordance with Rule No. 48, the following local bill(s), having received authorization for passage by the local legislative delegation, was/were transmitted to the Calendar and Rules Committee: House Bill(s) No(s). 110, 137, 143, 149, 270 and 366.

**REPORT OF COMMITTEE ON CALENDAR AND RULES  
CONSENT CALENDAR  
February 4, 1993**

The officers of the Calendar and Rules Committee reported that the following bill(s) and/or resolution(s) were set on the Consent Calendar for Monday, February 8, 1993: House Joint Resolution(s) No(s). 26, 28, 29 and 34; House Bill(s) No(s). 110, 137, 143, 149, 270 and 366; also, Senate Joint Resolution(s) No(s). 45.

**MESSAGE FROM THE SENATE  
February 4, 1993**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 5; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE  
February 4, 1993**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 1, 2, 3, 4, 6, 7, 8, 11, 16, 19 and 21;

THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY

adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 0001 -- Memorials, Professional Achievement -- Cynthia Ann Jones, 1993 Teacher of the Year finalist. by \*Womack.

Senate Joint Resolution No. 0002 -- Memorials, Public Service -- Senator Leonard Dunavant. by \*Cooper, \*et al.

Senate Joint Resolution No. 0003 -- Memorials, Death -- Patrick Dean Ramsey. by \*Cooper.

Senate Joint Resolution No. 0004 -- Memorials, Sports -- Gallatin High School football team, TSSAA Class AAA state title. by \*Wright, Haynes, Rochelle.

Senate Joint Resolution No. 0006 -- Memorials, Death -- T. R. Woods. by \*Cooper.

Senate Joint Resolution No. 0007 -- Memorials, Recognition and Thanks -- Dr. and Mrs. Harold White. by \*Cooper.

Senate Joint Resolution No. 0008 -- Memorials, Death -- Jimmy M. Evans, Commissioner of Transportation. by \*Cooper, \*et al.

Senate Joint Resolution No. 0011 -- Memorials, Death -- John Urban Wilson. by \*Henry, \*O'Brien, Haynes.

Senate Joint Resolution No. 0016 -- Memorials, Professional Achievement -- Albert Gore, Jr. by \*Rochelle, \*et al.

Senate Joint Resolution No. 0019 -- Memorials, Death -- Donald R. Eastman. by \*Cooper.

Senate Joint Resolution No. 0021 -- Memorials, Personal Achievement -- John Moranville II, Eagle Scout. by \*Person.

#### ENROLLED

February 4, 1993

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 5.

BETTY K. FRANCIS, Chief Engrossing Clerk.

#### ROLL CALL

The roll call was taken with the following results:

Present . . . . . 98

THURSDAY, FEBRUARY 4, 1993 -- FOURTH LEGISLATIVE DAY

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones, R (Shelby), Jones, U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 98.

#### RECESS MOTION

Representative Purcell moved that, pursuant to House Joint Resolution No. 7, the House recess to meet with the Senate in Joint Convention for the purpose of hearing the State of State Address of the Governor, and further moved that at the conclusion of the Joint Convention, the House recess until 5:00 p.m., Monday, February 8, 1993, which motion prevailed.